

## TYLER DIVISION

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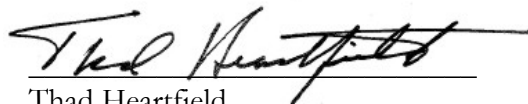
The court has reviewed the pleadings in this cause and the Report of the Magistrate Judge. Upon such review, the Court has determined that the Report of the Magistrate Judge is correct. *See United States v. Wilson*, 864 F.2d 1219, 1221 (5th Cir.), *cert. denied*, 492 U.S. 918, 109 S.Ct. 3243 (1989) (where no objections to a Magistrate Judge's Report are filed, the standard of review is "clearly erroneous, abuse of discretion and contrary to law."). Accordingly, it is

**ORDERED** that the Report of the United States Magistrate Judge, (Dkt. #20), is **ADOPTED** as the opinion of the court. Further, it is

**ORDERED** that Petitioner's motion for nonsuit, (Dkt. #17), which the court construes as a notice of voluntary dismissal, is **GRANTED**. Petitioner's federal petition for a writ of habeas corpus is **DISMISSED** on Petitioner's own motion. Finally, it is

**ORDERED** that any and all motions which may be pending in this case are hereby **DENIED**.

**SIGNED** this the 26 day of **October, 2018**.

  
Thad Heartfield  
United States District Judge